

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

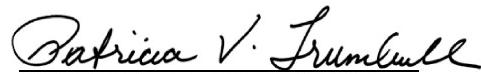
10 EXPRESS DIAGNOSTICS INT'L, INC.,) Case No.: C 06-1346 JW (PVT)
11 Plaintiff,)
12 v.)
13 BARRY M. TYDING, et al.,)
14 Defendants.)
15 _____)

**INTERIM ORDER RE MOTION TO
COMPEL FILED BY DEFENDANTS
CHEN AND AMEDICA BIOTECH, INC.**

16 On November 16, 2007, Defendants Chen and Amedica Biotech, Inc. filed a motion to
17 compel.¹ Having reviewed the moving papers, the court finds it appropriate to issue this interim
18 order. Based on the moving papers,

19 IT IS HEREBY ORDERED that Plaintiff shall file its opposition papers no later than
20 December 4, 2007. In its opposition Plaintiff shall explain why it asserted Rule 26(d) objections to
21 the moving Defendants' discovery, in light of the August 13, 2007 Scheduling Order which
22 expressly adopted the parties' discovery plan, ordered the parties to comply with the plan, and set a
23 discovery cutoff.

24 Dated: 11/27/07

25 
PATRICIA V. TRUMBULL
26 United States Magistrate Judge
27

28 ¹ The holding of this court is limited to the facts and the particular circumstances underlying the present motion.